(3)

(1)

e-filed

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

WRIT PETITION NO. 1441 /2002

PETITIONER

M/s S.S. Udyog,
An Industrial Unit and a
Partnership Firm
registered
Under Partnership Act
Through its Partner,
Shri Pawan Mantri,
H.O. 17/N,Heavy
Indl.Area,
Hathkhoj,
Bhilai,
Dist. Durg (C.G.).

P.R. No. 1441/02
Presented by Shri Amit Kesharwani
dated 13.05.02

Versus

RESPONDENTS

1. State of Chhattisgarh,
Through Department of
Commerce & Industries
Mantralaya,D.K.S. Bhawan,
Raipur (C.G.)

2. General Manager,
District Trade &
Industries Centre,
Durg (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF WRIT IN THE NATURE OFCERTIORARI,MANDAMUS,PROHIBITION AND FOR THER SUITABLE WRIT OR WRITS, ORDER OF ORDERS, DIRECTION OR DIRECTIONS.

XI-HC-22

(48) (49)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.1441 of सन् 2002

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

02.09.2002

Shri Ashish Shrivastava, counsel for the petitioner.

Shri Sanjay K. Agrawal, Dy. Advocate General for the State.

Heard.

In view of the limited prayer made by the learned counsel for the petitioner which is for a direction to the respondent No.2 to take a decision on the representations submitted by the petitioner, copies whereof are Annexures P/7 and P/8 to the writ petition, no useful purpose will be served in keeping this writ petition pending as the same can be disposed of at the admission stage by issuance of appropriate directions at this stage.

Admittedly, the petitioner has been granted a lease for putting up an Industrial Unit. A copy lease deed is Annexure P/2 and P/3 is the copy of the amendment to the lease deed (Annexure P/2). It appears that the petitioner had approached the Canara Bank for grant of working capital and term loan which has been agreed to and sanctioned by the Bank, vide sanction order dt.21.06.2002. However, it requires the original lease deed for creation of an equitable mortgage. Accordingly, the petitioner had submitted two

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[पीछे देखिये

W.P. 1441/02.

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

representations to respondent No.2 for the original lease deed but in vain. Hence, this petition.

In the above view of the matter, the petition is disposed of by directing the respondent No.2 to take a decision on the petitioner's representations dt.21.6.2002 and 27.6.2002 for handing over of the original lease deed, on its own merits, within a period of 15 days from the date of communication/receipt of the certified copy of this order.

With the direction made above, the petition stands disposed of.

Certified Copy as per rules

Sd/-
P.C.Naik
Judge

Anjani